IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE V.K.MOHANAN

FRIDAY, THE 10TH AUGUST 2007 / 19TH SRAVANA 1929

OP.No. 6783 of 1998(G)

PETITIONER:

K.SHAM BHAT, AGED 59 YEARS,
S/O K. NARASIMHA BHAT,
RESIDING GREEN VIEW,
KUMBDAJE VILLAGE,
P.O. YETHADKA, KASARGOD TALUK AND DISTRICT

BY ADV. SRI.P.SHRIHARI
SMT.P.VANI

RESPONDENTS:
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1. THE AGRICULTURAL INCOME TAX &
SALES TAX OFFICER, KASARGOD

2. STATE OF KERALA, REP. BY CHIEF SECRETARY TO -
GOVERNMENT, GOVERNMENT OF KERALA,
SECRETARIATE, TVM

BY SPL.GP. MATHEW G.VADAKKEL

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 10/08/2007, ALONG WITH OP NO. 16869 OF 1998 THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

O.P.6783/1998

APPENDIX

PETITINER'S EXHIBITS

EXT.P1- TRUE COPY OF the NOTICE NO.S.65/91-92 TO 93-94 DATED 13.01.1998 ISSUED BY THE 1ST RESPONDENT

EXT.P2- TRUE COPY OF THE EXPLANATION DATED 16.1.98 FILED BY THE PETITIONER BEFORE THE 1ST RESPONDENT

EXT.P3- TRUE COPY OF THE NOTICE NO.S.65/91-92 TO 93-94 DATED 3.3.98 ISSUED BY THE 1ST RESPONDENT TO PETITIONER

(TRUE COPY)

P. A TO JUDGE

K.S.RADHAKRISHNAN & V.K.MOHANAN, JJ

O.P.Nos.6783/1998 & 16869/1998

Dated this the 10th day of August, 2007

JUDGMENT

Radhakrishnan, J.

Issue raised in these cases is covered by the judgment of this Court in **K.G.Keshava Bhat v. State of Kerala and Others (1999 (7) KTR 128 [Ker.]).**

In such circumstances, petitions are allowed extending the benefit of the judgment to the petitioners also.

K.S.RADHAKRISHNAN
Judge

V.K.MOHANAN
Judge

mrcs